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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/328,007	06/08/1999	DO-YOUNG KO	Q54451	6191

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SUGHRUE MION ZINN MACPEAK & SEAS
DARRYL MEXIC
2100 PENNSYLVANIA AVENUE N W
WASHINGTON, DC 200373202

EXAMINER

WONG, ALLEN C

ART UNIT PAPER NUMBER

2613

DATE MAILED: 03/11/2003

Please find below and/or attached an Office communication concerning this application or proceeding.

Advisory Action

Application No.

09/328,007

Applicant(s)

KO, DO-YOUNG

Examiner

Allen Wong

Art Unit

2613

--The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

THE REPLY FILED 24 February 2002 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. Therefore, further action by the applicant is required to avoid abandonment of this application. A proper reply to a final rejection under 37 CFR 1.113 may only be either: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114.

PERIOD FOR REPLY [check either a) or b)]

- a) ☒ The period for reply expires 3 months from the mailing date of the final rejection.
- b) ☐ The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection. ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f).

Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

1. ☐ A Notice of Appeal was filed on _____. Appellant's Brief must be filed within the period set forth in 37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal.
2. ☐ The proposed amendment(s) will not be entered because:
- (a) ☐ they raise new issues that would require further consideration and/or search (see NOTE below);
 - (b) ☐ they raise the issue of new matter (see Note below);
 - (c) ☐ they are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or
 - (d) ☐ they present additional claims without canceling a corresponding number of finally rejected claims.

NOTE: _____.

3. ☐ Applicant's reply has overcome the following rejection(s): _____.
4. ☐ Newly proposed or amended claim(s) _____ would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s).
5. ☒ The a) ☐ affidavit, b) ☐ exhibit, or c) ☒ request for reconsideration has been considered but does NOT place the application in condition for allowance because: See Continuation Sheet.
6. ☐ The affidavit or exhibit will NOT be considered because it is not directed SOLELY to issues which were newly raised by the Examiner in the final rejection.
7. ☒ For purposes of Appeal, the proposed amendment(s) a) ☐ will not be entered or b) ☒ will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended.

The status of the claim(s) is (or will be) as follows:

Claim(s) allowed: _____.

Claim(s) objected to: 4 and 5.Claim(s) rejected: 1-3.

Claim(s) withdrawn from consideration: _____.

8. ☐ The proposed drawing correction filed on _____ is a) ☐ approved or b) ☐ disapproved by the Examiner.
9. ☐ Note the attached Information Disclosure Statement(s) (PTO-1449) Paper No(s). _____.
10. ☐ Other: _____


CHRIS KELLEYSUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 2600
Part of Paper No. 11

Continuation of 5. does NOT place the application in condition for allowance because: all of the claims have been addressed in the previous Office Action, paer no.9. First, on page 2 of applicant's arguments, applicant disagrees that Song's fig.5, element 52 is a B-picture memory. The examiner respectfully disagrees. The examiner's citation of figure 5, element 52 as the B picture memory is legitimate because B-pictures must be stored, otherwise, the display of all the MPEG encoded pictures would not be possible without storing all the I, P and B pictures. Song's figure 5, element 52 is a bi-directional latch or a temporary storage unit for temporarily storing bi-directional pictures. Also, from perusing Song's figure 5, note that element 55 can produce the B-frame image data and send it to element 57, a FIFO memory or a first-in-first-out memory, for temporary storing the B-frame image data before displaying the MPEG decoded pictures. In addition, one can also peruse figure 7, element 79 is also considered a B-frame buffer that stores a B-frame signal. Clearly, Song et al teaches the use of a B-picture memory. Second, on page 3 of applicant remarks, applicant disagrees that Song's fig.5, element 52 is a bi-directional latch for a temporary storage unit for temporarily storing bi-directional pictures. The examiner respectfully disagrees. Again, as mentioned above, Song's fig.5, element 52 does not merely allow the passage of data, it also temporarily stores data, otherwise data would be lost. Lastly, on the bottom of page 3 of applicant's remarks, applicant states that Song's fig.7, element 79 does not act to store data. The examiner respectfully disagrees. A perusal of Song's fig.7 shows that "B-frame signal" goes to buffer or memory element 79. Also, note the examiner has noted that claims 4-5 are allowable subject matter, and if these claims were incorporated into the independent claim 1, then the case would be allowable.